

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO**

**FABIAN SILVA through THERESA  
ABEYTA, his Legal Guardian and  
Conservator,**

**Plaintiff,**

**v.**

**No. 16-cv-488 JCH/KK**


**SYLVIA MATHEWS BURWELL, in her  
official capacity as SECRETARY OF THE  
U.S. DEPARTMENT OF HEALTH AND  
HUMAN SERVICES, CENTER FOR  
MEDICARE & MEDICAID SERVICES,  
and U.S. DEPARTMENT OF HEALTH  
AND HUMAN SERVICES,**

**Defendants.**

**FINAL ORDER OF DISMISSAL**

In a Memorandum Opinion and Order filed contemporaneously with this Order, the Court dismissed Plaintiff's case for lack of subject matter jurisdiction.

**IT IS THEREFORE ORDERED** that this case is **DISMISSED**.

  
UNITED STATES DISTRICT JUDGE